87-301 (2)

No.

Supreme Court, U.S.
FILED
JUL 23 1987
JOSEPH F. SPANIOL, JR.
CLERK

IN THE

SUPREME COURT

OF THE
UNITED STATES

OCTOBER TERM, 1986

OPAL V. MITCHELL, AND WASHINGTON DEPARTMENT OF LABOR AND INDUSTRIES,

Petitioners,

v.

UNITED STATES OF AMERICA, AND BONNEVILLE POWER ADMINISTRATION,

Respondents.

SUPPLEMENTAL PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CURCUIT

KENNETH O. EIKENBERRY
Attorney General

G. BRUCE CLEMENT
Assistant Attorney General

Office of the Attorney General
1200 Dexter Horton Building
Seattle, WA 98104
Telephone: (206) 464-7740

HARRISON K. DANO
P.O. Box 1198
Moses Lake, WA 98337
(509) 765-9285
Attorneys for Petitioners

HP

PARTIES

Petitioner State of Washington additionally states that petitioner Opal V. Mitchell is represented in this matter by private counsel, Harrison K. Dano.

JURISDICTION

Petitioner State of Washington additionally notes that on April 29, 1986 petitioner filed its Petition for Rehearing En Banc with the United States Court of Appeals for the Ninth Circuit. Thereafter, the 9th Circuit on its own motion treated this petition as a Petition for Rehearing and Suggestion for Rehearing En Banc. The 9th Circuit denied this petition by an order filed April 24, 1987. This order is reprinted in the appendix to this Supplemental Petition for Certiorari.

FILED

APR 24 1987

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

APPENDIX

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

OPAL V. MITCHELL, Appelle, v. UNITED STATES OF AMERICA, Appellant.	No. 85-3744 DC No. C 82-880-JLQ ORDER

Appeal from the United States District Court
for the Eastern District of Washington
Justin L. Quackenbush, District Judge, Presiding

Before: WALLACE and SKOPIL, Circuit Judges, and
HENDERSON, District Judge*

The panel has voted to deny the petition for rehearing. Judge Wallace has voted to reject the suggestion for rehearing en banc, and Judges Skopil and Henderson recommended rejection of the suggestion for rehearing en banc.

The full court has been advised of the en banc suggestion, and no judge of the court has requested a vote on it.

The petition for rehearing is denied, and the suggestion for rehearing en banc is rejected.

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* The Honorable Thelton E. Henderson, United States District Judge for the Northern District of California, sitting by designation.